

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
WICHITA FALLS DIVISION**

FRANCISCAN ALLIANCE, INC.;  
SPECIALITY PHYSICIANS OF ILLINOIS,  
LLC.;  
CHRISTIAN MEDICAL & DENTAL  
ASSOCIATIONS;

- and -

STATE OF TEXAS;  
STATE OF WISCONSIN;  
STATE OF NEBRASKA;  
COMMONWEALTH OF KENTUCKY, by  
and through Governor Matthew G. Bevin;  
STATE OF KANSAS  
STATE OF LOUISIANA;  
STATE OF ARIZONA; and  
STATE OF MISSISSIPPI, by  
and through Governor Phil Bryant,

*Plaintiffs,*

v.

SYLVIA BURWELL, Secretary of the United  
States Department of Health and Human  
Services; and UNITED STATES  
DEPARTMENT OF HEALTH AND HUMAN  
SERVICES

*Defendants.*

Civil Action No. 7:16-cv-00108-O

**PROPOSED INTERVENORS' UNOPPOSED MOTION FOR EXPANDING PAGE  
LIMIT FOR *AMICI CURIAE* BRIEF IN OPPOSITION TO PLAINTIFFS' MOTIONS  
FOR PRELIMINARY INJUNCTION**

Proposed Intervenor respectfully request that the Court grant them leave to file an *amici curiae* brief in opposition to Plaintiffs' motions for preliminary injunction up to the length of 50

pages. Plaintiffs consent to Proposed Intervenor's request. Defendants take no position on the request.

1. Plaintiffs have filed a combined total of 82 pages in support of their motions for preliminary injunction. *See* ECF Nos. 23, 25, 37. And the Court has granted Defendants leave to file a single opposition brief up to the same length. Order (Nov. 15, 2016). The Court has instructed that Proposed Intervenor may file an *amici curiae* brief regarding Plaintiffs' motions for preliminary injunction by November 23, 2016. Order at 6–7 (Nov. 1, 2016). Proposed Intervenor request leave to file an *amici curiae* brief up to 50 pages in length.

Respectfully submitted this 21st day of November, 2016.

/s/Rebecca L. Robertson

Rebecca L. Robertson  
AMERICAN CIVIL LIBERTIES  
UNION OF TEXAS  
P.O. Box 8306  
Houston, TX 77288  
(713) 942-8146

Kali Cohn  
AMERICAN CIVIL LIBERTIES  
UNION OF TEXAS  
P.O. Box 600169  
Dallas, TX 75360

Daniel Mach\*  
AMERICAN CIVIL LIBERTIES  
UNION FOUNDATION  
915 15th Street, N.W.  
Washington, D.C. 20005  
(202) 548-6604

Brian Hauss  
Brigitte Amiri  
Joshua Block  
James D. Esseks  
Louise Melling  
AMERICAN CIVIL LIBERTIES  
UNION FOUNDATION  
125 Broad Street, 18th Floor  
New York, NY 10004  
(212) 549-2500

Amy Miller\*  
AMERICAN CIVIL LIBERTIES  
UNION OF NEBRASKA  
134 S. 13th St., #1010  
Lincoln, NE 68508  
(402) 476-8091

\*Applications for admission pending.

**CERTIFICATE OF CONFERENCE**

On November 21, counsel for Proposed Intervenor conferred with Austin R. Nimocks and Luke Goodrich, counsel for Plaintiffs, via e-mail regarding the relief requested in Proposed Intervenor's motion. Counsel for Plaintiffs indicated that Plaintiffs consent.

On November 21, counsel for Proposed Intervenor conferred with Adam Grogg, Emily Nestler, and Bailey Heaps, counsel for Defendants, via email regarding the relief request in Proposed Intervenor's motion. Counsel for Defendants indicated that Defendants take no position.

/s/Rebecca L. Robertson  
Rebecca L. Robertson

**CERTIFICATE OF SERVICE**

On November 21, 2016, I electronically submitted the foregoing **PROPOSED INTERVENORS' UNOPPOSED MOTION FOR EXPANDING PAGE LIMIT FOR *AMICI CURIAE* BRIEF IN OPPOSITION TO PLAINTIFFS' MOTIONS FOR PRELIMINARY INJUNCTION** to the clerk of the court for the U.S. District Court, Northern District of Texas, using the electronic case filing system of the Court. I hereby certify that I have served counsel of record for all parties through the Court's ECF system.

/s/Rebecca L. Robertson  
Rebecca L. Robertson